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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION**

VOSSEN WHEELS, INC.,

Plaintiff,

v.

TOPRICH (U.S.A.), INC. D/B/A
REDLINE WHEELS, INC.; JAT
WHEELS, INC. D/B/A STR RACING;
A SPEC WHEELS & TIRES, LLC;
ALICIA LUO; AND DOES 1-10,

Defendants.

Case No. 2:13-CV-7747-ABC (CWx)

**[PROPOSED] ORDER TO SHOW
CAUSE FOR A PRELIMINARY
INJUNCTION**

Courtroom: 680
Judge: Audrey B. Collins

NOTE: CHANGES MADE BY THE COURT

GOOD CAUSE APPEARING, and upon consideration of Plaintiff Vossen
Wheels, Inc.'s *Ex Parte* Application for Temporary Restraining Order (TRO) and
Order to Show Cause (OSC) for a Preliminary Injunction, and its supporting papers,
and there being no opposition the Court hereby GRANTS Plaintiff Vossen
Wheels, Inc.'s Motion and it is ORDERED that Defendants Toprich (U.S.A.), Inc.
doing business as Redline Wheels, Inc., JAT Wheels, Inc. doing business as STR
Racing, A Spec Wheels & Tires, LLC, Alicia Luo, and John Does 1-10 (hereinafter
collectively "Defendants") show cause before this Court on **November 4, 2013 at
10:00 a.m.**, or as soon thereafter as counsel can be heard, why a preliminary
injunction should not be issued herein pursuant to Fed. R. Civ. P. 65 that, pending

1 trial on this action, orders Defendants and their agents, servants, employees,
2 attorneys and all persons in active concert and participation with Defendants, to

3 1. restrain from:

4 a. making, using, selling, offering for sale, holding for sale,
5 shipping, importing, advertising, marketing, and promoting any wheel,
6 including but not limited to the STR-613 wheel, that infringes Plaintiff's U.S.
7 Patent No. D681,541 ("the '541 patent");

8 b. making, using, selling, offering for sale, holding for sale,
9 shipping, importing, advertising, marketing, and promoting the STR-613
10 wheel that Plaintiff alleges are advertised, marketed, and/or promoted by
11 Defendants using Plaintiff's well-known trademark VOSSEN (hereinafter
12 "the VOSSEN mark"); and

13 c. using Plaintiff's VOSSEN mark to sell, advertise, market, and
14 promote any other vehicle wheel products;

15 2. immediately destroy all remaining products, advertisements, circulars,
16 brochures or other promotional or advertising items, web site or other materials for
17 its infringing wheels;

18 3. remove all signage and deliver up for destruction all materials and
19 matter in its possession or custody or under its control that infringe Plaintiff's
20 VOSSEN mark, including, without limitation, all advertising and promotional
21 materials;

22 4. promptly eliminate all advertising under or bearing the VOSSEN mark
23 or any other confusingly similar designations from all media including, but not
24 limited to, newspapers, flyers, coupons, signs, promotions, and Internet sites,
25 including but not limited to Facebook[®] pages and Twitter[®] accounts and postings,
26 all at Defendants' cost;

27 5. correct its advertising in a form, manner, and frequency that is
28 acceptable to Plaintiff and the Court;

1 6. pay to Plaintiff costs and expenses, including but not limited to
2 reasonable attorneys' fees incurred by Plaintiff in connection with this action, based
3 on the Court's finding that Defendants' actions were willfully in disregard to
4 Plaintiff's rights; and

5 7. file with the Court and serve upon Plaintiff's counsel within ten (10)
6 days after entry of any injunction or order issued herein, a written report, under oath,
7 setting forth in detail the manner in which they have complied with such injunction
8 or order.

9 This Order to Show Cause shall be served on Defendant by no later than
10 **October 25, 2013** by overnight carrier or hand-delivery. The following briefing
11 schedule shall apply: Any opposition papers to the Order to Show Cause shall be
12 filed and served on **plaintiff** no later than **October 29, 2013**. Any reply papers to
13 such opposition shall be filed and served on Defendants by no later than **October**
14 **30, 2013**.

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17 Date: October 24, 2013

18 At: 11:33 a.m.



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20 Judge of the United States District Court
21 for the Central District of California
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